IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6658 OF 2006

Rajendra Jyotiram Pawar ..Petitioner.

Vs.

1. The Collector, Satara
& Ors. ..Respondents.

Ms.Sunita Mane i/b.Mr.P.B.Shah for the Petitioner.

Mrs.S.S.Bhende, A.G.P. for Respondent Nos.1 to 3 and 7.

CORAM: F.I. REBELLO AND
R.M. SAVANT, JJ.
DATED: 5TH MARCH, 2007.

P.C. :

From the records, it is clear that a notification under section 11(1) of the Maharashtra Resettlement of the Project Displaced Persons Act, 1976 was issued on 2.7.1981. The partition was effected in 1987. Thereafter, the procedure has been followed as per the affidavit in reply filed by Shri A.K.Koli, Resettlement Officer, Satara.

2. Subsequent to the award, the possession of the land in question bearing Gat No.713, Hissa No.1, admeasuring 40 Ares was taken on 8.3.2000 and handed over to Shri Vaijnath Kondiba Parte, the project

affected person, who since then is in possession/occupation of the land. The relevant Mutation Entry bearing No.2263 dated 8.3.2000 together with the 7/11 extract.

3. In these circumstances, we are not inclined to interfere in exercise of power under the Extra Ordinary Jurisdiction.

4. As far as compensation, it is open to the Petitioner to take such steps in law as he may desire.

Petition is dismissed. No order as to costs.

(R.M. SAVANT, J.) **(F.I. REBELLO, J.)**